

NOV 04 2005

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PATENT, TRADEMARK, COPYRIGHT  
AND UNFAIR COMPETITION LAW  
AND RELATED LITIGATION

EDMUND P. WOOD 1923-1968  
TRUMAN A. HERRON 1935-1976  
EDWARD B. EVANS 1936-1971

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TO: Commissioner for Patents

Fax No: 571-273-8300

Pages (including cover page): 24

Date: November 4, 2005

FROM: Keith R. Haupt, Esq.  
Reg. No. 37,638

Re: This fax includes: Amendment Transmittal; Amendment; Authorization to  
Charge Deposit Account 23-3000

Serial No.: 10/680,364  
Filed: October 7, 2003  
Group Art Unit: 3653  
Applicant: Charles A. Miller

Title: CARTON WITH DISPENSER  
Conf. No.: 4643  
Our Ref.: RWZ-78U

## CERTIFICATE OF FACSIMILE TRANSMISSION

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PATENT

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Charles A. Miller

Serial No.: 10/680,364

Filed: October 7, 2003

For: CARTON WITH DISPENSER

Mail Stop Fee Amendment

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Examiner: Unknown

Group No.: 3653

Conf. No.: 4643

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AMENDMENT TRANSMITTAL

- Transmitted herewith is an amendment for this application.
- ☒ Small Entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.  
  
☐ Enclosed is a verified statement to establish small entity status.  
  
☐ Other Than a Small Entity.
- The fee has been calculated as shown below:

	(Col. 1)		(Col. 2)	(Col. 3)	SMALL ENTITY		LARGE ENTITY	
	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee	Rate	Addit. Fee
TOTAL	*78	MINUS	**67	11	x 25	\$275	x50	\$
INDEP.	*10	MINUS	***9	1	x100	\$100	x200	\$
FIRST PRESENTATION OF MULTIPLE DEP. CLAIM					+180	\$	+360	\$
					TOTAL FEE	\$375	TOTAL FEE	\$

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest No. Previously Paid for" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest No. Previously Paid for" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☐ No additional fee for claims is required.

☒ Total fee for claims required \$ 375.00.

- Attached is a check in the sum of \$\_\_\_\_\_.

☒ Please charge my Deposit Account No. 23-3000 in the amount of \$ 375.00. A duplicate copy of this sheet is attached.

5. The proceedings herein are for a patent application and the provisions of 37 CFR 1.136 apply.

Complete (a) or (b) as applicable.

- (a) ☐ Applicant petitions for an extension of time under 37 CFR 1.136 for the total number of months checked below:

<u>Extension (months)</u>	<u>Fee for other than small entity</u>	<u>Fee for small entity</u>
<input type="checkbox"/> one month	\$ 120.00	\$ 60.00
<input type="checkbox"/> two months	\$ 450.00	\$ 225.00
<input type="checkbox"/> three months	\$1,020.00	\$ 510.00
<input type="checkbox"/> four months	\$1,590.00	\$ 795.00
<input type="checkbox"/> five months	\$2,160.00	\$1,080.00

Fee: \$ \_\_\_\_\_

☐ Please charge my Deposit Account No. 23-3000 in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is attached.

If an additional extension of time is required, please consider this a petition therefor.

(Check and complete the next item, if applicable)

☐ An extension for \_\_\_\_\_ months has already been secured. The fee paid therefor of \_\_\_\_\_ is deducted from the total fee due for the total months of extension now requested.

Extension fee due with this request \$ \_\_\_\_\_.

OR (b)

☒ Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

☒ If any additional fee for claims or extension is required, charge Acct. No. 23-3000.

2700 Carew Tower  
Cincinnati, Ohio 45202  
(513) 241-2324

  
\_\_\_\_\_  
Signature of attorney

\_\_\_\_\_  
Keith R. Haupt  
Type name of Attorney

Reg. No. 37.638

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Lisa L. Tucker  
Lisa L. Tucker

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Lisa L. Tucker 11/4/05  
Lisa L. Tucker Date

Serial No.: 10/680,364  
Filed: October 7, 2003  
Group Art Unit: 3653  
Applicant: Charles A. Miller  
Title: CARTON WITH DISPENSER  
Conf. No.: 4643

Cincinnati, Ohio 45202

November 4, 2005

Mail Stop Non-Fee Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**Preliminary Amendment**

Please enter this Preliminary Amendment which is being submitted prior to substantive examination of this application.

**Amendments to the Claims** are reflected in the listing of claims which begins on page 2 of this paper.

11/07/2005 HDEMESS1 00000028 233000 10680364

01 FC:2201 100.00 DA  
02 FC:2202 275.00 DA